

SENATE BILL 904

A2
HB 1272/09 – ECM

0lr3038

By: **Senator Dyson**

Introduced and read first time: February 16, 2010

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 19, 2010

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 23, 2010

CHAPTER _____

1 AN ACT concerning

2 **St. Mary's County – Alcoholic Beverages – Class A Off-Sale License Quota**

3 FOR the purpose of prohibiting the Board of License Commissioners of St. Mary's
4 County from issuing more than a certain number of Class A alcoholic beverages
5 licenses with an off-sale privilege for each unit of a certain number of people in
6 each election district in the county; requiring the Board to maintain the license
7 quota by using the population figures of ~~the most recent federal census~~ a
8 specified report; prohibiting the transfer of a certain license under certain
9 circumstances; providing for the application of this Act; and generally relating
10 to alcoholic beverages in St. Mary's County.

11 BY repealing and reenacting, without amendments,
12 Article 2B – Alcoholic Beverages
13 Section 9-219(a)
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2009 Supplement)

16 BY adding to
17 Article 2B – Alcoholic Beverages
18 Section 9-219(d)
19 Annotated Code of Maryland
20 (2005 Replacement Volume and 2009 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 Article 2B – Alcoholic Beverages

4 9–219.

5 (a) This section applies only in St. Mary’s County.

6 (D) (1) THE BOARD OF LICENSE COMMISSIONERS:

7 ~~(1) (I)~~ (I) MAY NOT ISSUE MORE THAN 1 CLASS A ALCOHOLIC
8 BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE, ~~REGARDLESS OF LICENSE~~
9 ~~CLASS,~~ FOR EACH UNIT OF ~~4,000~~ 1,350 PEOPLE IN EACH ELECTION DISTRICT IN
10 THE COUNTY; AND

11 ~~(2) (II)~~ (II) SHALL MAINTAIN THE LICENSE QUOTA STATED IN ITEM
12 ~~(1) (I)~~ OF THIS ~~SUBSECTION~~ ITEM BY USING THE POPULATION FIGURES OF THE
13 MOST RECENT ~~FEDERAL CENSUS~~ St. MARY’S COUNTY PLANNING COMMISSION
14 ANNUAL REPORT.

15 (2) A LICENSE ISSUED UNDER THIS SUBSECTION MAY NOT BE
16 TRANSFERRED FROM ONE ELECTION DISTRICT TO ANOTHER ELECTION
17 DISTRICT UNLESS THE TRANSFER CAN BE MADE WITHOUT EXCEEDING THE
18 LICENSE QUOTA STATED IN ITEM (I) OF THIS PARAGRAPH.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
20 construed to apply only prospectively and may not be applied or interpreted to have
21 any effect on or application to any alcoholic beverages license issued in St. Mary’s
22 County before the effective date of this Act.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.